GOVERNMENT OF INDIA
HUMAN RESOURCE DEVELOPMENT
LOK SABHA

UNSTARRED QUESTION NO:3487
ANSWERED ON:23.12.2008
SUPREME COURT JUDGEMENT ON OBC RESERVATIONS
Singh Shri Sugrib;Singh Shri Uday

Will the Minister of HUMAN RESOURCE DEVELOPMENT be pleased to state:

(a) whether the Supreme Court in one of its recent judgement has directed that vacant seats of OBCs should be transferred to General Category in Indian Institutes of Technology (IITs) Indian Institutes of Managements (IIMs) and Central Universities;

(b) if so,the action taken by the Government in this regard;

(c) whether a number of vacant OBC seats have not been filled up by General Category candidates in different institutions of higher education particularly in the University of Delhi;

(d) if so,whether the Government proposes to direct the said Institutes to fill up those vacancies in compliance with Supreme Court judgement and to include vacant seats of other reserved categories therein; and

(e) if not,the reasons and the policy of the Government therefor?

Answer

MINISTER OF STATE IN THE MINISTRY OF HUMAN RESOURCE DEVELOPMENT(SMT. D. PURANDESWARI)

(a) to (e): In accordance with the order of the Supreme Court dated 14.10.2008 in the matter of IA No 3 of 2008 in Writ Petition (Civil) No 35 of 2007,Ministry o f Human Resource Development has issued directions vide O M No. 1-1/2008-(III)U.I(A) dated 17th October,2008 to all Central Educational Institutions (CEIs) to ensure that seats reserved for OBCs are filled by other eligible students if they are vacant after admitting all eligible OBC students excluding the 'creamy layer'.It was further directed that each CEI shall ensure that maximum cut off marks of OBCs are not kept lower than 10% from the cut off marks for general category candidates.